

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

RESIDENTIAL CAPITAL, LLC, et al.,

Debtors.

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Case No. 12-12020 (MG)

Chapter 11

Jointly Administered

**STIPULATION AND ORDER PURSUANT TO 11 U.S.C. § 362(d)
MODIFYING THE AUTOMATIC STAY IMPOSED BY 11 U.S.C. § 362(a)**

WHEREAS Deutsche Bank Trust Company Americas As Trustee For RASC 2001KS3 (“**Requesting Party**”) asserts that it held and foreclosed a mortgage and security interest on lands and premises of Ben D. Hanna with an address of 1900 Covey Court, Irving, TX 75060 (the “**Mortgaged Property**”);

WHEREAS the relevant land records reflect that GMAC Mortgage, LLC, one of the above-captioned debtors (the “**Debtors**” and, together with Requesting Party, the “**Parties**”) also may have held a lien on the Mortgaged Property;

WHEREAS the Requesting Party having requested (the “**Request**”) relief from the automatic stay, pursuant to section 362(d) of title 11 of the United States Code (the “**Bankruptcy Code**”), to commence and/or complete the eviction proceeding with regard to the Mortgaged Property;

WHEREAS the Debtors, following a review of their records have determined that to the best of their knowledge they no longer hold an interest in the Mortgaged Property;

WHEREAS the Debtors have agreed to consent to the Request on the terms and conditions contained in this Stipulation and Order;

NOW, THEREFOR, it is hereby stipulated and agreed as between the parties to this Stipulation and Order, through their undersigned counsel, as follows:

ORDERED, ADJUDGED, AND DECREED THAT:

1. The Request is granted as set forth herein.
2. To the extent applicable, the automatic stay imposed in these cases by section 362(a) of the Bankruptcy Code is modified under section 362(d) of the Bankruptcy Code to allow the Requesting Party to commence and/or complete its eviction action with regard to the Mortgaged Property.
3. Nothing in this Stipulation and Order shall be construed to provide for the annulment of or any other retroactive relief from the automatic stay.
4. The Requesting Party shall provide due notice to the Debtors, The ResCap Liquidating Trust¹, and Ocwen Loan Servicing, LLC², in connection with any action to be taken regarding its eviction proceeding involving the Mortgaged Property.
5. This Stipulation and Order may not be modified other than by a signed writing executed by the Parties hereto or by further order of the Court.
6. This Stipulation and Order may be executed in multiple counterparts, each of which shall be deemed an original but all of which when taken together shall constitute one and the same instrument.

¹ Notices should be served on the Debtors and The ResCap Liquidating Trust, at Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, DE 19808 and 8400 Normandale Lake Boulevard, Bloomington, MN 55437.

² Notices should be served on Ocwen Loan Servicing, LLC, at 1100 Virginia Drive, Fort Washington, PA 19034 (Attn: Peter J. Mulcahy, Esq.).

7. Pursuant to Federal Rule of Bankruptcy Procedure 4001(a)(3), the 14-day stay of this Stipulation and Order imposed by such rule is waived. The Requesting Party is authorized to implement the provisions of this Stipulation and Order immediately upon its entry.

8. This Court retains jurisdiction with respect to all matters arising from or related to the implementation and interpretation of this Stipulation and Order.

<p>GMAC MORTGAGE, LLC</p> <p>By: <u>/s/ Norman S. Rosenbaum</u> Norman S. Rosenbaum Erica J. Richards James A. Newton MORRISON & FOERSTER LLP 250 West 55th Street New York, New York 10019 Telephone: (212) 468-8000 Facsimile: (212) 468-7900</p> <p><i>Counsel for the Debtors and The ResCap Liquidating Trust</i></p>	<p>DEUTSHE BANK TRUST COMPANY AMERICAS AS TRUSTEE FOR RASC 2001KS3</p> <p>By: <u>/s/ Pranali Datta</u> Pranali Datta STEIN, WIENER & ROTH, LLP One Old Country Road, Suite 113 Carle Place, New York 11514 Telephone: (516) 742-1212 Facsimile: (516) 742-6595</p> <p><i>Counsel for Deutsche Bank Trust Company Americas As Trustee For RASC 2001KS3</i></p>
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SO ORDERED.

Dated: May 21, 2014
New York, New York

/s/Martin Glenn
MARTIN GLENN
United States Bankruptcy Judge